

Dear Sir or Madam:

June 7, 2006

I am writing this letter because I am concerned about the proposed Business Opportunity Rule R511993. I believe that in its present form, it could prevent me from continuing as a Area Manager This was my only means of support for now, and now it is gone.. I understand that part of the FTC's responsibilities is to protect the public from "unfair and deceptive acts or practices," but some of the sections in the proposed rule will make it very difficult if not impossible for me to sell my BioPerformance products. I have several prospects wanting this product, they have used it and really liked it, now wants more. I have learned how to speak, and promote this product, cause I was not ashamed of it, I totally believe in it. It has gave me the personality to be a people person, cause I was proud to share with the world something that would help them also.

It really upsets me to know that I cannot make money for my family, or even help others make money for their families, because of the seven day waiting period. One of the most confusing and burdensome sections of the proposed rule is the seven day waiting period to enroll new I was at one time able to help other people make money by signing them up to sell BioPerformance, but that has stopped now. sales kit only costs \$49.00 and up. That is not to much to ask for, considering other companies ask for a lot more than that. The \$49, that we ask for is for the products only. People buy TVs, cars, and other items that cost much more than that and they do not have to wait seven-days. This waiting period gives the impression that there might be something wrong with the plan. I also think this seven-day waiting period is unnecessary, People get skeptical when you tell them there is a 7 day waiting period and then think something is wrong with this product.. Under this waiting period requirement, I will need to keep very detailed records when I first speak to someone about BioPerformance and will then have to send in many reports to BioPerformance headquarters, they state that it is too much paperwork..

The proposed rule also calls for the release of **any** information regarding lawsuits involving misrepresentation, or unfair or deceptive practices. It does not matter if the company was found innocent. Today, anyone or any company can be sued for almost anything. It does not make sense to me that I would have to disclose these lawsuits unless BioPerformance is found guilty. Otherwise, BioPerformance and I are put at an unfair advantage even though BioPerformance has done **nothing** wrong.

Finally, the proposed rule requires the disclosure of a minimum of 10 prior purchasers nearest to the prospective purchaser. I am glad to provide references, but in this day of identity theft, I am very uncomfortable giving out the personal information of individuals (without their approval) to strangers. Also, giving away this information could damage the business relationship of the references who may be involved in other companies or businesses including those of competitors. In order to get the list of the 10 prior purchasers, I will need to send the address of the prospective purchaser to BioPerformance headquarters and then wait for the list. I also think the following sentence required by the proposed rule will prevent many people from wanting to sign up as a salesperson "If you buy a business opportunity from the seller, your contact information can be disclosed in the future to other buyers." People are very concerned about their privacy and identity theft. They will be reluctant to share their personal information with individuals they may have never met.

I have been a BioPerformance Area Manager for several Months now. Originally, I

became a BioPerformance Area Manager for the products because I like them and wanted to earn some additional money. Now my family depends on this extra income to supplement our budget. I have had several operations in the last six months, so I have not been able to work. So when I was told about BioPerformance and tried it, I really liked it, so I wanted to share it with other people, and help them save or even make money on the side. Now I cannot do this, and since I still cannot work, due to my surgery's, I will have to apply for Welfare till I get back on my feet. I still have one more tumor to be removed, and will be out even longer. This was a good opportunity for me to make money, now it is gone, so I have to rely on the state to help me financially, and medically. I will not have to apply for state benefits if I could sell this product.

It has many unintended consequences and that there are less burdensome alternatives available in achieving its goals.

Thank you for your time in considering my comments.

Sincerely,

Aloha Starbuck